

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Jan Weber : Group Art Unit: To be assigned
Serial No.: to be assigned : Examiner: To be assigned
Filed: concurrently filed : Attorney Docket No.:
10177-102-999
For: A MEDICAL DEVICE HAVING A : Division of Serial No.:
COATED PORTION 09/724,503 filed 11/28/00

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant respectfully requests entry of the following amendment and remarks into the file of the above-identified application. Applicant has attached as Appendix A a list of all pending claims after entering of the present amendment in clean form.

IN THE CLAIMS:

Please cancel claims 1-29 and add the following new claims:

30. (New) A medical device having at least a tube-like portion which is insertable or implantable into the body of a patient, wherein the portion has a first surface and a second surface which are adapted for exposure to body tissue of the patient,

wherein at least a part of the first surface is covered with a coating for release of a first biologically active material,

wherein the second surface is substantially free of the first biologically active material and

wherein the medical device is manufactured by a method for manufacturing a coated medical device having a coated portion which comprises the steps of:

- (a) obtaining a structure having the first surface and the second surface;
- (b) coating at least a portion of the first surface with a first coating material; and
- (c) ablating the coated structure with an ultrashort-pulse laser to form at least one opening therein to form the coated portion of the medical device.

31. (New) The device of claim 30, wherein the first surface is the outer surface of the tube-like portion and the second surface is the inner surface of the tube-like portion.

32. (New) The device of claim 30, wherein the medical device is a stent.

33. (New) The device of claim 30, wherein at least a part of the second surface is covered with a second coating.

34. (New) The device of claim 33, wherein the second coating comprises a second biologically active material.

35. (New) The medical device of claim 30, wherein the second surface is substantially free of a coating.

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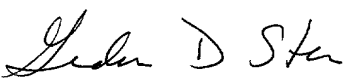

REMARKS

New claims 30-35 are pending in the present application. Claims 1-29 have been canceled without prejudice. Support for the newly added claims can be found in the specification, *inter alia*, at page 2, lines 5-7, page 3, lines 5-7, page 4, line 35 to page 5, line 11, and page 9, lines 1-14. No new matter is believed to be introduced.

No fee is believed due for the filing of this response. Should any fees be required, however, please charge such fees to Pennie & Edmonds LLP Deposit Account No. 16-1150.

Respectfully submitted,

Date: December 3, 2001



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APPENDIX A

30. A medical device having at least a tube-like portion which is insertable or implantable into the body of a patient, wherein the portion has a first surface and a second surface which are adapted for exposure to body tissue of the patient, wherein at least a part of the first surface is covered with a coating for release of a first biologically active material,

wherein the second surface is substantially free of the first biologically active material and

wherein the medical device is manufactured by a method for manufacturing a coated medical device having a coated portion which comprises the steps of:

- (a) obtaining a structure having the first surface and the second surface;
- (b) coating at least a portion of the first surface with a first coating material; and
- (c) ablating the coated structure with an ultrashort-pulse laser to form at least one opening therein to form the coated portion of the medical device.

31. The device of claim 30, wherein the first surface is the outer surface of the tube-like portion and the second surface is the inner surface of the tube-like portion.

32. The device of claim 30, wherein the medical device is a stent.

33. The device of claim 30, wherein at least a part of the second surface is covered with a second coating.

34. The device of claim 33, wherein the second coating comprises a second biologically active material.

35. The medical device of claim 30, wherein the second surface is substantially free of a coating.